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PATENT
Attorney Docket No. 213257

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kovesdi et al.

Application No. 09/964,065

Filed: September 26, 2001

For: COMPLEMENTARY ADENOVIRAL
VECTOR SYSTEMS AND CELL
LINES

Art Unit: 1632

Examiner: Priebe, S.

RECEIVED

JUN 14 2002

TECH CENTER 1600/2900

RESPONSE TO OFFICE ACTION

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated February 27, 2002, please enter the following amendments and consider the following remarks.

AMENDMENTS

IN THE CLAIMS:

Replace claims 44 and 48 with the following:

44. (Amended) A plasmid comprising a reading frame ORF6 of an E4 region of an adenovirus genome under the control of a heterologous inducible promoter.

48. (Amended) A defective recombinant adenovirus that requires, for replication, complementation *in trans* of one or more essential gene functions of an E1 region and an E4 region of an adenovirus genome, wherein all or part of the E1 region and the whole of the E4 region is deleted.

Please cancel claims 36-43 and 45-47.

REMARKS

The Amendments to the Claims

Claims 44 and 48 has been amended to point out more particularly and claim more distinctly the present invention. The amendment to claim 44 is supported by the specification

In re: Application of: Kovesdi et al.
Application No. 09/964,065
Filed: September 26, 2004
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COMMISSIONER FOR PATENTS
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Sir:

Transmitted herewith is a response to an office action in the subject application.

TECH CENTER 1600.2900

- ☐ Applicants claim small entity status of this application under 37 CFR 1.27.
- ☐ Petition for Extension of Time
- ☐ Applicants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$110.00 (enclosed).
- ☒ Applicants believe that no petition for an extension of time is necessary. However, to the extent that such petition is deemed necessary, Applicants hereby petition for a sufficient extension of time to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
- ☒ No additional claim fee is required.
- ☒ Other: Amendments to Claims made in Response to Office Action dated February 27, 2002 and Pending Claims after Amendments made in Response to Office Action dated February 27, 2002

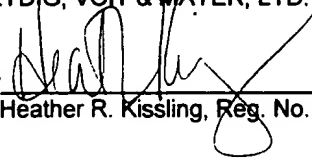
The claim fee has been calculated as shown below:

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDIT CLAIM FEE	RATE	ADDIT CLAIM FEE
TOTAL	2	MINUS	20	=0	x 9=	\$0.00	x 18=	\$0.00
INDEPENDENT	2	MINUS	3	=0	x 42=	\$0.00	x 84=	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 140=	\$0.00	+ 280=	\$0.00
					TOTAL	\$0.00	TOTAL	\$0.00

- ☐ Please charge my Deposit Account No. 12-1216 in the amount of \$. A duplicate copy of this sheet is attached.
- ☐ A check in the amount of \$ is attached.
- ☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

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